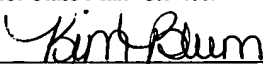


Date: May 10, 2006 I hereby certify that, on the date indicated above, I deposited this paper with identified attachments and/or fee with the U.S. Postal Service and that it was addressed for delivery to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 by "First Class Mail" service.

Kim Blum  
Name (Print)

  
Signature

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Re Application of: CHANO et al. ) Examiner: Unassigned  
Application No.: 10/516,558 ) Group Art Unit: Unassigned  
Filed: November 30, 2004 ) Confirmation No.: -2830  
Docket No.: 3190-070 ) Customer No.: 33432

For: RB1 GENE INDUCED PROTEIN (RB1CC1) AND GENE

**STATEMENT UNDER 37 C.F.R. § 1.821**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

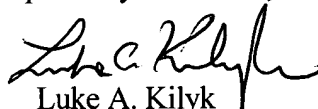
May 10, 2006

Sir:

This is a re-submission of the previous Statement Under 37 C.F.R. § 1.821 filed January 25, 2005. The diskette enclosed herewith contains a computer readable form of the Sequence Listing for the above-referenced patent application. The information recorded in computer readable form on the diskette is identical to the written sequences contained in the application as filed. The computer readable form of the sequence listing contained on this diskette is understood to comply with the requirements of 37 C.F.R. § 1.821(f). Also enclosed is a computer print-out of the sequence listing.

It is believed that no fee is required to make this complete and timely filing. However, if it is determined that a petition or fee is required, the Commissioner is hereby authorized to charge any fee associated with this statement to our Deposit Account No. 50-0925 and please consider this a petition.

Respectfully submitted,

  
Luke A. Kilyk  
Reg. No. 33,251

Atty. Docket No. 3190-070  
KILYK & BOWERSOX, P.L.L.C.  
400 Holiday Court, Suite 102  
Warrenton, VA 20186  
Tel.: (540) 428-1701  
Fax: (540) 428-1720